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**U.S. District Court
Eastern District of New York (Central Islip)
CIVIL DOCKET FOR CASE #: 2:19-cv-04047-BMC**

Ciuffetelli v. Farm Credit East, ACA et. al.
Assigned to: Judge Brian M. Cogan
Demand: \$10,000,000
Cause: 05:552 Freedom of Information Act

Date Filed: 07/12/2019
Jury Demand: Plaintiff
Nature of Suit: 890 Other Statutory Actions
Jurisdiction: Federal Question

Plaintiff

Ralph B. Ciuffetelli

represented by **Andrew J. Campanelli**
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ATTORNEY TO BE NOTICED

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V.

Defendant

Farm Credit East, ACA

represented by **Elliott A Hallak**
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Email: dlecours@harrisbeach.com
ATTORNEY TO BE NOTICED

Defendant**Patrick K. Wiles**

represented by **Elliott A Hallak**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Daniel Robert Lecours
(See above for address)
ATTORNEY TO BE NOTICED

Defendant**Sandra M. Pearson**

represented by **Elliott A Hallak**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Daniel Robert Lecours
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/12/2019	<u>1</u>	COMPLAINT against All Defendants filing fee \$ 400, receipt number ANYEDC-11659142 Was the Disclosure Statement on Civil Cover Sheet completed -YES,, filed by Ralph B. Ciuffetelli. (Attachments: # <u>1</u> Exhibit A- Letter dated June 21, 2017, # <u>2</u> Exhibit B- July 19, 2017 Denial, # <u>3</u> Exhibit C- Letter dated November 30, 2017, # <u>4</u> Exhibit D- Letter dated December 6, 2017, # <u>5</u> Exhibit E- April 27, 2018 Denial, # <u>6</u> Exhibit F- Gfeller E-mail Correspondence, # <u>7</u> Exhibit G- Plaintiff's FOIA, # <u>8</u> Exhibit H- Defendant FCE's FOIA Denial, # <u>9</u> Exhibit I- FCA FOIA response, # <u>10</u> Exhibit J- Agans E-mail Correspondence, # <u>11</u> Civil Cover Sheet) (Campanelli, Andrew) (Entered: 07/12/2019)
07/12/2019	<u>2</u>	Proposed Summons. by Ralph B. Ciuffetelli (Campanelli, Andrew) (Entered: 07/12/2019)
07/12/2019	<u>3</u>	Proposed Summons. by Ralph B. Ciuffetelli (Campanelli, Andrew) (Entered: 07/12/2019)
07/12/2019	<u>4</u>	Proposed Summons. by Ralph B. Ciuffetelli (Campanelli, Andrew) (Entered: 07/12/2019)
07/12/2019	<u>5</u>	NOTICE of Appearance by Amanda Rose Disken on behalf of Ralph B. Ciuffetelli (aty to be noticed) (Disken, Amanda) (Entered: 07/12/2019)
07/12/2019		Case Assigned to Judge Brian M. Cogan. Please download and review the Individual Practices of the assigned Judges, located on our website . Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. (Doudalis, Evelyn) (Entered: 07/15/2019)

07/15/2019	6	This attorney case opening filing has been checked for quality control. See the attachment for corrections that were made. (Doudalis, Evelyn) (Entered: 07/15/2019)
07/15/2019	7	In accordance with Rule 73 of the Federal Rules of Civil Procedure and Local Rule 73.1, the parties are notified that if all parties consent a United States magistrate judge of this court is available to conduct all proceedings in this civil action including a (jury or nonjury) trial and to order the entry of a final judgment. Attached to the Notice is a blank copy of the consent form that should be filled out, signed and filed electronically only if all parties wish to consent. The form may also be accessed at the following link: http://www.uscourts.gov/uscourts/FormsAndFees/Forms/AO085.pdf . You may withhold your consent without adverse substantive consequences. Do NOT return or file the consent unless all parties have signed the consent. (Doudalis, Evelyn) (Entered: 07/15/2019)
07/15/2019	8	Summons Issued as to Farm Credit East, ACA, Sandra M. Pearson, Patrick K. Wiles. (Doudalis, Evelyn) (Entered: 07/15/2019)
07/15/2019	9	MOTION for Refund of Fees Paid Electronically by Ralph B. Ciuffetelli. (Disken, Amanda) (Entered: 07/15/2019)
07/15/2019	10	SCHEDULING ORDER: Initial Status Conference is set for 8/28/2019 at 10:45 AM in Chambers 704S. SEE ATTACHED MANDATORY REQUIREMENTS FOR THE CONFERENCE. Ordered by Judge Brian M. Cogan on 7/15/2019. (Weisberg, Peggy) (Entered: 07/15/2019)
07/16/2019	11	APPLICATION 9 for Refund of Fees Paid Electronically APPROVED by August Marziliano, Operations Manager on 7/16/2019. (Marziliano, August) (Entered: 07/16/2019)
08/01/2019	12	NOTICE of Appearance by Elliott A Hallak on behalf of Farm Credit East, ACA, Sandra M. Pearson, Patrick K. Wiles (notification declined or already on case) (Hallak, Elliott) (Entered: 08/01/2019)
08/01/2019	13	MOTION for Extension of Time to File Answer re 1 Complaint,, by Farm Credit East, ACA, Sandra M. Pearson, Patrick K. Wiles. (Hallak, Elliott) (Entered: 08/01/2019)
08/01/2019		ORDER granting 13 . Defendants' answer due by 8/23/2019. Ordered by Judge Brian M. Cogan on 8/1/2019. (Weisberg, Peggy) (Entered: 08/01/2019)
08/05/2019	14	SUMMONS Returned Executed by Ralph B. Ciuffetelli. Farm Credit East, ACA served on 7/23/2019, answer due 8/23/2019. (Campanelli, Andrew) (Entered: 08/05/2019)
08/05/2019	15	SUMMONS Returned Executed by Ralph B. Ciuffetelli. Patrick K. Wiles served on 7/24/2019, answer due 8/23/2019. (Campanelli, Andrew) (Entered: 08/05/2019)
08/05/2019	16	SUMMONS Returned Executed by Ralph B. Ciuffetelli. Sandra M. Pearson served on 7/23/2019, answer due 8/23/2019. (Campanelli, Andrew) (Entered: 08/05/2019)
08/08/2019	17	NOTICE of Appearance by Daniel Robert Lecours on behalf of Farm Credit East, ACA, Sandra M. Pearson, Patrick K. Wiles (aty to be noticed) (Lecours, Daniel) (Entered: 08/08/2019)
08/21/2019	18	Letter (<i>Joint Letter Pursuant to Mandatory Requirements for Initial Status Conference</i>) by Ralph B. Ciuffetelli (Attachments: # 1 Exhibit Proposed Civil Case Management Plan) (Disken, Amanda) (Entered: 08/21/2019)
08/22/2019	19	MOTION for pre motion conference by Farm Credit East, ACA, Sandra M. Pearson, Patrick K. Wiles. (Hallak, Elliott) (Entered: 08/22/2019)
08/23/2019		SCHEDULING ORDER. Plaintiff is directed to file a detailed response to defendants' 19 letter by 8/28/2019. A Premotion Conference on the anticipated motion to dismiss will be held in conjunction with the Initial Status Conference which is reset to 9/5/2019 at 2:15 pm by telephone . Defendants' counsel is directed to arrange and initiate the call and the parties will jointly call Chambers at 718-613-2230. Ordered by Judge Brian M. Cogan on 8/23/2019. (Weisberg, Peggy) (Entered: 08/23/2019)
08/28/2019	20	Letter <i>in Response to Defendants' pre-motion letter [Doc. # 19]</i> by Ralph B. Ciuffetelli (Disken, Amanda) (Entered: 08/28/2019)
09/06/2019		Minute Entry and Order for joint Initial Status Conference and Premotion Conference held on 9/5/2019 before Judge Brian M. Cogan. Counsel for all parties appeared via telephone. The Court adopted the proposed discovery schedule and will enter that Order separately. However, plaintiff must amend its complaint and join any further parties as a matter of course by 10/10/2019. Defendants shall file their motion to dismiss by 9/19/2019. Plaintiff shall file its opposition by 10/3/2019; reply by 10/10/2019. See transcript for details. (Court Reporter: Rivka Teich.) (Weisberg, Peggy) (Entered: 09/06/2019)

09/09/2019	21	SCHEDULING ORDER/CIVIL CASE MANAGEMENT PLAN is hereby adopted. (Ordered by Judge Brian M. Cogan on 9/6/2019) (Guzzi, Roseann) (Entered: 09/09/2019)
09/09/2019		Email Notification Test - DO NOT REPLY (Layne, Monique) (Entered: 09/09/2019)
09/19/2019	22	MOTION to Dismiss by Farm Credit East, ACA, Sandra M. Pearson, Patrick K. Wiles. (Attachments: # 1 Memorandum in Support) (Hallak, Elliott) (Entered: 09/19/2019)
10/03/2019	23	Joint MOTION to Withdraw <i>and Dismiss Plaintiff's Third Claim with Prejudice and to Withdraw Defendants' Motion to Dismiss</i> by Ralph B. Ciuffetelli. (Attachments: # 1 Exhibit Stipulation) (Disken, Amanda) (Entered: 10/03/2019)
10/03/2019		ORDER granting 23 and terminating 22 as withdrawn. Ordered by Judge Brian M. Cogan on 10/3/2019. (Weisberg, Peggy) (Entered: 10/03/2019)
10/17/2019	24	MOTION for Extension of Time to File Answer by Farm Credit East, ACA, Sandra M. Pearson, Patrick K. Wiles. (Hallak, Elliott) (Entered: 10/17/2019)
10/17/2019		ORDER granting 24 defendants' motion for extension of time to file their answer to 10/22/2019. Ordered by Judge Brian M. Cogan on 10/17/2019. (Weisberg, Peggy) (Entered: 10/17/2019)
10/22/2019	25	ANSWER to 1 Complaint,, by All Defendants. (Hallak, Elliott) (Entered: 10/22/2019)
10/29/2019	26	Letter MOTION for Extension of Time to Complete Discovery by Ralph B. Ciuffetelli. (Disken, Amanda) (Entered: 10/29/2019)
10/30/2019		ORDER denying 26 Motion for Extension of Time to Complete Discovery without prejudice to renewal if indeed new defense counsel moves for substitution in the manner required by the Local Rules. In addition, there is no guarantee that the Court will grant such a motion if it is premised on a discovery extension, as the need for such an extension because of the substitution of counsel is one of the factors the Court will consider in determining whether to allow the substitution. Ordered by Judge Brian M. Cogan on 10/30/2019. (Weisberg, Peggy) (Entered: 10/30/2019)
10/31/2019	27	NOTICE of Consent to Change Attorney by Scott I. Unger (Attachments: # 1 Declaration, # 2 Substitution of Counsel) (Unger, Scott) (Entered: 10/31/2019)
10/31/2019	28	NOTICE of Consent to Change Attorney by Scott I. Unger <i>Amended Declaration of Scott I. Unger, Esquire in support of change of counsel for the Defendants</i> (Unger, Scott) (Entered: 10/31/2019)